IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

RPFC.No. 220 of 2007()

AGAINST THE ORDER DATED 13/02/2007 IN CMP. 1373/2006 IN MC.120/2006 of FAMILY COURT, KOZHIKODE

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REVISION PETITIONER : PETITIONER/RESPONDENT

C.M.MANI, S/O.PARAVAN,
CHITTARIKKAL HOUSE, PERUVAYAL AMSOM,
KAYALAM DESOM, KOZHIKODE TALUK,
THOURGH HIS POWER OF ATTORNEY BHASKARAN,
S/O.PARAVAN---SAME ADDRESS.

BY ADV. SRI.K.A.SALIL NARAYANAN

RESPONDENTS: RESPONDENT/PETITIONER

SOUDHAMINI, D/O.M.P.NEELAKANDAN,
KALLUVETTUKUZHIYIL, CHEROOPPA AMSOM DESOM,
KOZHIKODE TALUK.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS REV.PETITION(FAMILY COURT) HAVING COME UP FOR ADMISSION ON 05/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 220 of 2007

Dated this the 5th day of June, 2007

ORDER

The revision petitioner who is the respondent in M.C. No.120/2006 has sought for setting aside the order of the court below dismissing the application filed through his power of attorney to accept the power of attorney and to permit him to contest the matter. It is mentioned in the order that nothing has been stated about the inconvenience from appearing before the court and for giving the power of attorney. It is submitted by the counsel for the revision petitioner that the revision petitioner is working abroad and the above details have been mentioned in the application filed. It is also submitted that he is not in a position to come to the court to contest the matter.

2. In the circumstance, the order of the court below is set aside. The court below is directed to consider the application afresh, i.e. C.M.P.No.1373/2006 and dispose of the same on merits. The matter stands posted before the court below on 25-6-2007.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/